



CITY OF NEWPORT BEACH HARBOR COMMISSION AGENDA

**Council Chambers – 3300 Newport Blvd.
Wednesday, January 11, 2012 – 6:00 PM**

Harbor Commission Members:

**Ralph Rodheim, Chair
Brad Avery
Marshall Duffield
Duncan McIntosh
Karen Rhyne
Vincent Valdes
Doug West**

Staff Members:

**Chris Miller, Harbor Resources Manager
Shannon Levin, Harbor Resources Supervisor**

Council Liaison:

Mayor Nancy Gardner

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- 1) CALL MEETING TO ORDER**
 - 2) ROLL CALL**
 - 3) PLEDGE OF ALLEGIANCE**
 - 4) PUBLIC COMMENTS**

Public comments are invited on agenda and non-agenda items generally considered to be within the subject matter jurisdiction of the Commission. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Commission has the discretion to extend or shorten the speakers' time limit on agenda or non-agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.

- 5) APPROVAL OF MINUTES from November 9, 2011**

This Commission is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Commission's agenda be posted at least seventy-two (72) hours in advance of each regular meeting and that the public be allowed to comment on agenda items before the Commission and items not on the agenda but are within the subject matter jurisdiction of the Commission. The Commission may limit public comments to a reasonable amount of time, generally three (3) minutes per person.

It is the intention of the City of Newport Beach to comply with the Americans with Disabilities Act ("ADA") in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Newport Beach will attempt to accommodate you in every reasonable manner. If requested, this agenda will be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Please contact the City Clerk's Office at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible at (949) 644-3005 or cityclerk@newportbeachca.gov.

6) **CURRENT BUSINESS**

A. ***Harbor Patrol Update***

The Harbor Commission will hear an update on the Harbor Patrol operations from Lieutenant Tom Slayton, Harbormaster.

Recommendation:

1. Receive and file.

7) **SUBCOMMITTEE REPORTS**

8) **QUESTIONS AND ANSWERS WITH COUNCIL LIAISON ON HARBOR RELATED ISSUES**

9) **HARBOR RESOURCES UPDATE** – Receive and File

10) **PUBLIC COMMENTS ON SUBCOMMITTEE REPORTS OR HARBOR RESOURCES UPDATE**

11) **COMMISSION ANNOUNCEMENTS OR MATTERS WHICH MEMBERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)**

- ExplorOcean Presentation
- Ships to Reef Presentation
- Florida Derelict Boats

12) **DATE AND TIME FOR NEXT MEETING:**

Wednesday, February 8, 2012, 6:00 PM

13) **ADJOURNMENT**



CITY OF

NEWPORT BEACH

Harbor Commission Staff Report

Agenda Item No. 1
January 11, 2012

TO: HARBOR COMMISSION

FROM: Public Works Department
Chris Miller, Harbor Resources Manager
949-644-3043, cmiller@newportbeachca.gov

TITLE: Harbor Patrol Update

ABSTRACT:

The Harbor Commission will hear an update on the Harbor Patrol operations from Lieutenant Tom Slayton, Harbormaster.

RECOMMENDATION:

1. Receive and file.

FUNDING REQUIREMENTS:

There is no fiscal impact related to this item.

ENVIRONMENTAL REVIEW:

Staff recommends the Harbor Commission find this action is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

NOTICING:

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the Harbor Commission considers the item).

Submitted by:

Chris Miller

NEWPORT BEACH HARBOR COMMISSION MINUTES
City Council Chambers
November 9, 2011

CALL TO ORDER

6:00 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL

Commissioners McIntosh, Rhyne, Rodheim, Duffield, West and Avery were present.
Commissioner Valdes was absent.

Council Liaison: Mayor Pro Tem Nancy Gardner

Staff: Manager Chris Miller
Supervisor Shannon Levin

PUBLIC COMMENTS ON NON-AGENDA ITEMS

- Jim Mosher commented on the new format for public comment on non-agenda items.
- Dan Purcell requested the October Minutes reflect his comments accurately.

MINUTES

- Commissioner McIntosh made a motion to approve the September 2011 Minutes, and Commissioner Rhyne seconded. Motion passed.
- Commissioner West made a motion to approve the October 2011 Minutes with the amendment as suggested during Dan Purcell's public comments, and Commissioner Rhyne seconded. Motion passed.

ACTION & APPEAL ITEMS

ITEM #1

Subject: 50 Steps to Better Water Quality

Abstract: The Harbor Commission will hear a presentation from the Orange County Dana Point Director Brad Gross on water quality with a focus on the County's Recycling Center.

Discussion: Mayor Pro Tem Gardner was interested in all of the aspects of the County's program at Dana Point, and requested the City to work on a Clean Marina Program for the Balboa Yacht Basin. She also requested that Brad please make the same presentation to the Coastal Bay Water Quality Committee at a later date. Commissioner Avery inquired about sea lions and if there was an issue in Dana Point. Commissioner McIntosh wondered if there was any objections to the "bird dis-incentives"? Commissioner West wondered if there was a problem with pelicans on the breakwater? The Commission decided that Vince Valdes should be the liaison between the Commission and the Coastal Bay Water Quality Committee.

Action: Receive and File

ITEM #2

Subject: Proposed New Public Dock and Balboa Marina Expansion at 201 E. Coast Highway
– A Conceptual Review

Abstract: The City and The Irvine Company are jointly exploring the concept of a new public pier and expansion of the Balboa Marina at 201 E. Coast Highway. The Harbor Commission will hear a presentation on the proposal.

Discussion: Commissioner West asked why the project would be done in phases? (Answer: To reduce expenses.) Commissioner Duffield was happy with the proposal as it was much better project than he was expecting. Commissioner Avery asked if boats would extend into the harbor (Answer: No.) He supported the proposal and commended the public/private partnership. Commissioner Rodheim noted that visitors can walk to the marine hardware store when using these slips. He also noted that there aren't enough large boat slips in the harbor, and this will help that need. He wondered if the groin would help with tidal action in that part of the harbor. Commissioner Duffield noted that a dry stack operation may be forthcoming near the project site. Commissioner Rhyne said that we'll need to pay attention to the details when designing the project.

Action: The Harbor Commission is requested to provide comments on the conceptual plan for a new public dock and Balboa Marina expansion.

SUB-COMMITTEE REPORTS

Cruising Guide: This is moving forward with the next meeting in late November.

Code Enforcement: Commissioner Avery met with Code Enforcement staff from the Community Development Department to discuss landside approaches to Code Enforcement.

Mooring: Commissioner Duffield said that Chip Donnelly will volunteer to help with realigning the moorings when the time comes during the dredging project.

Visioning: Commercial and public access areas will be concentrated on to focus on increasing access and connecting the harbor with the possibility of a continuous walkway.

COUNCIL LIAISON REPORT:

- Mayor Pro Tem Gardner stated that she is very excited about the times that the City is in now, particularly with the focus on the harbor and all of the current and future projects.

HARBOR RESOURCES UPDATE

- Manager Miller gave a PowerPoint presentation on harbor updates. *The update is posted at <http://www.newportbeachca.gov/index.aspx?page=1777>*

PUBLIC COMMENTS

- None.

RECOMMENDED TOPICS FOR FUTURE AGENDAS:

- Lieutenant Tom Slayton for a Harbor Patrol update
- ExploreOcean
- Ships to Reef
- Florida Derelict Boats

DATE OF NEXT MEETING: Wednesday, January 11, 2012

ADJOURNMENT: Meeting adjourned around 8:10 PM.